

Montgomery Scarp MacDougall, PLLC

Attorneys
Seattle Tower, 27th Floor
1218 Third Avenue
Seattle, Washington 98101

William T. Montgomery†
Bradley P. Scarp
Allan L. MacDougall

†Also admitted in Alaska

Telephone (206) 625-1801
Facsimile (206) 625-1807

Debra L. Dickerson*
Kelsey E. Endres
Jeremy H. Rogers

*Also admitted in California

September 20, 2010

VIA FED-EX

Dave Danner, Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250

RE: *Docket No. TR-090121 (BNSF Railway Company v. Snohomish County)*

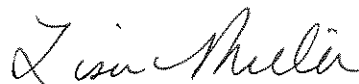
Dear Mr. Danner:

Enclosed please find the original and eleven copies of BNSF Railway Company's *Supplemental Notice of Compliance* in the above referenced matter. The documents have also been submitted in electronic form to <records @wutc.wa.gov>, and copies sent via electronic mail and U.S. Mail to the interested parties.

Please do not hesitate to call should you have any questions or comments.

Very truly yours,

Montgomery Scarp MacDougall, PLLC



Lisa Miller
Paralegal

enclosures

cc. Adam E. Torem
Frona Woods
Justin Kasting / Matthew Otten
Lynn Logen